

UNITED STATES DEPARTMENT OF COMMER United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandra, Virginia 22313-1450 www.uspto.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/785,393

. 02/23/2004

Stephan H. Wolfe

212/561

**CONFIRMATION NO. 6517** 

23371 **CROCKETT & CROCKETT** 24012 CALLE DE LA PLATA SUITE 400 LAGUNA HILLS, CA 92653

**FORMALITIES LETTER** 

\*OC000000012689858\*

Date Mailed: 05/17/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

## **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- · The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

 Additional claim fees of \$255 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

## **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$705 for a Small Entity

• \$385 Statutory basic filing fee.

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• \$65 Late oath or declaration Surcharge.

02 FC:2051

385.00 OP 65.00 OP

- Total additional claim fee(s) for this application is \$255
  - \$129 for 3 independent claims over 3.
  - \$126 for 14 total claims over 20.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



## Transmittal of Missing Parts

| וֹנוּ  |  |         | 11     | ansin | ilital of Missing Parts        |                                       |                   |  |
|--|--|---------|--------|-------|--------------------------------|---------------------------------------|-------------------|--|
|  | missioner for Pat<br>Box 1450, Alexa                     |         | VA 2   | 2313  |                                |                                       |                   |  |
| Inve   | closed for filing pontors: Stephen H                     | I. Wolf | f      |       | ing parts for the following pa | tent application                      | n:                |  |
| Enclosed please also find the following papers: Serial Number:10/785,393   |  |         |        |       |                                |                                       | er:10/785,393     |  |
| 14 pages Specification; 12   |  |         |        |       | aims; 1 pages abstract         |                                       | February 23, 2004 |  |
|  | 5 sheets drawings ( informal  formal)                    |         |        |       |                                |                                       |                   |  |
| Declara  | Declaration and Power of Attorney (  combined  separate) |         |        |       |                                |                                       |                   |  |
| ★ The Inv  | The Invention is assigned to: Strasbaugh                 |         |        |       |                                |                                       |                   |  |
| <b>⊠</b> Claimir   | Claiming Small Entity Status                             |         |        |       |                                |                                       |                   |  |
|  |  |         |        |       |                                |                                       |                   |  |
| _  | •  |         |        |       |                                |                                       |                   |  |
| _  |  |         |        |       |                                |                                       |                   |  |
|  |  |         |        |       |                                |                                       |                   |  |
| Other: True copy of the Declaration from the prior complete application  |  |         |        |       |                                |                                       |                   |  |
| The filing fee has been calculated as shown below:   |  |         |        |       |                                |                                       |                   |  |
| Basic Filing Fee   |  |         |        |       |                                | · · · · · · · · · · · · · · · · · · · | \$770             |  |
| otal Claims  |  | 9       |        | 18    |                                | ······                                | \$0               |  |
| ndependent Claims  |  | 1       |        | 86    |                                |                                       | \$0               |  |
| Aultiple Dependent Claims  |  |         |        | 290   |                                |                                       | \$0               |  |
| urcharge 37 CFR 1.16(E)  |  | X       |        |       |                                |                                       | \$130             |  |
| otal Calculations  |  |         |        |       |                                |                                       | \$900             |  |
| eduction for Small Entity  |  |         |        |       | Applicant claims small         | entity status.                        | \$450             |  |
| ssignment (\$40)   |  |         |        |       |                                |                                       | \$0               |  |
| OTAL FEES  |  |         |        |       |                                |                                       | \$450             |  |
| Check !  | No. <u>3089</u> in th                                    | e amou  | unt of | \$450 | to cover the above fees is     | enclosed.                             |                   |  |
| The Commissioner is hereby authorized to charge payment of the fees associated with this communication, any deficiency In the fee paid, or credit any overpayment, to Deposit Account 03-3700. |  |         |        |       |                                |                                       |                   |  |
| Date: July 19, 2004  By: Thosophy Tay III  |  |         |        |       |                                |                                       |                   |  |
| _  | Theodore D. Fay III, Esq., Reg. No. 48,504               |         |        |       |                                |                                       |                   |  |
| Crockett & Crockett  24012 Calle De La Plata, Suite 400 Tel (949) 588-6171  Laguna Hills, CA 92653 Fax (949) 588-6172  |  |         |        |       |                                |                                       |                   |  |

Certificate of Mailing (37 CFR 1.10)

I hereby certify that this transmittal (along with any paper referred to as being attached or enclosed) is being deposited in Express Mail using Express Mail Post Office to Addressee with the United States Postal Service on the date shown below in an envelop addressed to the Commissioner of Patents and Trademarks, P.O. Box 1450, Alexandria, VA 22313, Mail Stop Missing Parts.

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| Date: July  | y 19, 2004 Kristen 7  | Truong      |